

# STATE OF CALIFORNIA, COUNTY OF EL DORADO

BOARD OF SUPERVISORS MINUTES \_\_\_\_\_ May 16 \_\_\_\_\_ 19 78 \_\_\_\_\_

The Board convened in regular meeting. Present: Supervisors Arliene Todd, William V.D. Johnson, W. P. Walker, and Lloyd R. Kutter. Absent: Supervisor Thomas L. Stewart. Mary Anne Kinkade, Deputy Clerk, was present. First Vice-Chairman Lloyd R. Kutter presided.

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12-7 The Invocation was offered by Reverend Ron Fox, Church of the Nazarene.

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The Pledge of Allegiance to the Flag was led by Mrs. Betty Yohalem.

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The Agenda was adopted with addition of consideration of draft Transit Development Plan, item 31A, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present.

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The Minutes of May 9, 1978, were approved as submitted, on motion of Supervisor Johnson, seconded by Supervisor Walker, and by the following vote: AYES: Supervisors Johnson, Walker and Kutter; ABSTAIN: Supervisor Todd; and ABSENT: Supervisor Stewart.

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## GENERAL ORDERS

On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the "Consent Calendar" matters were considered and acted upon as follows:

28  
50-1 Warrant Register Claims for El Dorado County, and the Community Action Council Claims were approved and allowed for payment.

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Budget Transfers were approved as follows:

117 Budget Transfer No. 150 - Treasurer and Tax Collector Department - Transferring \$1,000.00 from 92-2180, Professional and Specialized Services, to 92-2171, Central Duplicating, as needed for Fiscal Year 1977-78.

Budget Transfer No. 152 - Assessor's Department - Transferring \$5,000.00 from 92-1010, Regular Employees, to 92-1030, Overtime, as needed for Fiscal Year 1977-78.

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At the request of the Purchasing Agent, the Board approved specifications and authorized advertising for bid opening on June 5, 1978, Bids No. 965, 966, 967, 968, 969 and 970, with award by the Board on or after June 13, 1978; bids are as follows:

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- 114-3  
114-7
- Bid No. 965 - Oil, Grease & Solvent for Western Slope, for fiscal year 1978-79
  - Bid No. 966 - Oil, Grease & Solvent for South Lake Tahoe area, for fiscal year 1978-79
  - Bid No. 967 - Culverts, Band Couplers & Guard Rails for Road Department for fiscal year 1978-79
  - Bid No. 968 - Coarse Salt for Road Department for fiscal year 1978-79
  - Bid No. 969 - Janitorial Service for South Lake Tahoe area for fiscal year 1978-79
  - Bid No. 970 - Janitorial Service for Western Slope for fiscal year 1978-79

\* \* \* \*

*Rec'd  
1-78  
296-4*

Chairman authorized to sign Certificate of Acceptance for Grant of Easement for road and public utility purposes from El Dorado Irrigation District for a portion of Bass Lake Road which was reconstructed by E.I.D. on a new alignment.

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*(285-5-7)  
57*

On motion of Supervisor Todd, seconded by Supervisor Johnson, and unanimously carried by those present, the Board directed that the matter of the Oak Hill Area Interim Zoning be agendized for the May 23, 1978 regular Board meeting, after the Planning matters.

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*2  
m.p.  
23*

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, a meeting with the City Council, City of Placerville, was scheduled for May 30, 1978, at 12 Noon, in the Board conference room. (Board directed the Board Assistant attempt scheduling a meeting with the City Council, City of South Lake Tahoe, sometime during the morning of June 5, 1978, before the 12:15 meeting previously set with Tahoe Basin Governing Units.)

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*296-4  
Bass Lake  
Road*

At the recommendation of the Director of Public Works, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, RESOLUTION NO. 103-78 was adopted, authorizing the Chairman to sign Right of Way Certification for submittal to the State Department of Transportation for the proposed construction of Bass Lake Road. (Approved by the Board on January 31, 1977)

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*22*

The Director of Health Services submitted for approval a proposed interim contract with Barton Memorial Hospital for maternal and newborn care for pregnant women and their infants at South Lake Tahoe, at a cost of approximately \$5,950 per month, until the new obstetrician arrives at South Lake Tahoe in December; and also requesting approval of \$15,000 in matching funds for the State Maternal and Child Health Grant to provide care and delivery for pregnant women on Medi-Cal at Lake Tahoe.  
(Continued)

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On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board approved the interim contract with Barton Memorial Hospital through June 30, 1978, directed the County Counsel to finalize the contract as presented, and continued the matter of the \$15,000 in matching funds until budget hearings.

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Chief Probation Officer requested approval of transfer of surplus Sheriff's patrol car to the Probation Department for use at the South Lake Tahoe office, for transporting minors in custody from the jail to the new courtroom. (Vehicle modified with security screen.)

214  
On motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board approved the transfer of this vehicle to the Probation Department.

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Agricultural Commissioner submitted the 1977 El Dorado County Crop Report.

341  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board acknowledged the report and placed on file.

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Auditor-Controller submitted Audit Report of the Mother Lode Rehabilitation Enterprises, Inc., under their contract with County for Mental Health Services, for Fiscal Year ending June 30, 1977.

211  
On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board acknowledged receipt thereof, directed Mother Lode Rehabilitation Enterprises, Inc. to make more of an effort to pay their bills in a timely fashion, and said Report was placed on file. (Report states that a sizeable amount of accounts payable were unpaid for a number of months resulting in accrued additional charges.)

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165  
At the recommendation of the Assistant to the Board, on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Chairman was authorized to sign a Maintenance Agreement with International Business Machines (IBM) for a memory typewriter in the District Attorney's Office, at a cost of \$28.00 per month.

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44202  
141  
County Counsel submitted a proposed Agreement from County's insurance analyst, Mund, McLaurin & Company, to provide a Risk Management System necessitated by the increase in claims and premiums being experienced by the County.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, County Counsel was directed to request a representative of Mund, McLaurin & Company to appear at a future board meeting to expand on their proposed risk management services.

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Drug Abuse Advisory Board requested that Mr. James Cornish be removed from said Board, per Article VII of their Bylaws.

354  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board accepted the resignation of Mr. Cornish, directed that a Certificate of Appreciation be sent, and continued the appointment of a new committee member until May 30, 1978.

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22-7a  
Mental Health Advisory Board submitted a recommendation that Dr. A.A. McKinnon, Patricia Petersen, and Elaine Adams be reappointed to said Board, as their terms expired April 30, 1978.

A brief discussion disclosed that while she would be returning, Elaine Adams is not presently residing in this County. For this reason, the motion of Supervisor Todd, seconded by Supervisor Kutter, to reappoint Dr. A.A. McKinnon, Patricia Petersen, and Elaine Adams, was NOT carried by reason of the following vote: AYES: Supervisors Todd and Kutter; NOES: Supervisors Johnson and Walker; ABSENT: Supervisor Stewart.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board reappointed Dr. A.A. McKinnon and Patricia Petersen to the Mental Health Advisory Board.

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349  
Hearing was held to consider the request of Mr. and Mrs. Frank Martinez to operate a gaming room at the Diamond Springs restaurant and Lounge on Highway 49.

Undersheriff stated his Department could not condone this type of operation as it would be detrimental to the health, safety and welfare of the community, and recommended the County stay with the unwritten policy of prohibition of gaming rooms in this County.

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Mr. Martinez stated he has spent a considerable amount of money to refurbish the building; that there was a gaming room in this county about 15 years ago; and, that mostly senior citizens would be using the lounge as a gaming room.

Supervisor Walker was concerned that a precedent would be set.

After further discussion, there being no further comment, the hearing was closed. On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board denied the application of Mr. and Mrs. Frank Martinez to operate a gaming room at the Diamond Springs Restaurant and Lounge on Highway 49.

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422-3-74  
Mr. B.G. Cunningham requested a waiver of County ordinances to allow two septic systems on one parcel of land on Springer Road, Placerville. (A new residence is planned on his property where there is a pre-existing Hardship Mobile Home Occupancy Permit in effect.)

On motion of Supervisor Walker, seconded by Supervisor Kutter, and unanimously carried by those present, the Board waived ordinance requirements to allow permits to be issued for two systems, provided that when Mobile Home Occupancy Permit No. 1535 becomes null and void, that the septic system attached thereto be properly abandoned.

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21-5  
Airports Director submitted final draft of proposed 15-year Lease with Lake Tahoe Aviation, Inc. for the Fixed Base Operation at the Lake Tahoe Airport.

On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Board directed this matter be continued until June 6, 1978.

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423  
Tahoe Hills Improvement Association requested the following: correction of a map obtained from the Planning Department of the Tahoe Hills Subdivision, and the use of said amended map by all County agencies; placement of street signs in the Subdivision to complete identification of all streets; and issuance of house numbers for emergency service identification, and notification of all property owners in the Subdivision of the assigned house numbers.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board directed that correspondence in this matter be placed on file.

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532  
South Lake Tahoe Chamber of Commerce submitted a letter requesting financial assistance in the amount of \$1,500, to defray expenses of their "Keep Tahoe Beautiful" program; which will involve placement of refuse bins outside the City limits to discourage current littering by departing visitors.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board directed that this matter be continued until June 6, 1978.

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Hearing was held on Escaped Assessment No. 7131 at the request of Elmer D. and Mary A. Miguelgorry.

2482  
Mr. Miguelgorry stated that in December, 1974, while paying the first installment of his 1974-75 taxes, he was informed he had not been allowed his Homeowners Exemption. At that time, he signed an affidavit entitling him to the exemption, which the Assessor granted. The Assessor now wishes to withdraw that portion of the exemption which applied to 1974, thereby leaving an unpaid tax balance owed by Mr. Miguelgorry. He further stated that since this situation apparently came about because of clerical oversight, he believes he is entitled to the exemption.

Assessment Office Manager stated the State Auditor has informed the Assessor that Mr. Miguelgorry is not entitled to the exemption for 1974, and that the affidavit Mr. Miguelgorry signed entitles him to Homeowners Exemption for 1975 only, because of the time element. The Assessor will allow the 1975 exemption.

County Counsel stated that while he did not believe the Board had the authority to make a decision concerning this matter, he and the Assessor, at the Board's direction, would endeavor to find the means to circumvent the State Auditor's cancellation of the 1974 portion of the Homeowners Exemption.

After further discussion, there being no further comments, the hearing was closed.

On motion of Supervisor Kutter, seconded by Supervisor Walker, and passed with the following vote: AYES: Supervisors Johnson, Walker and Kutter; NOES: Supervisor Todd; ABSENT: Supervisor Stewart, the Board accepted the Homeowners Exemption for Mr. Miguelgorry for 1974-75, and directed that no back taxes be assessed.

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67  
Planning Director submitted correspondence recommending that Mr. Loring Brunius be required to obtain a Special Use Permit for operation of the Limestone Quarry in Diamond Springs, in response to numerous complaints from residents in the area.

Planning Director explained the background to his request. Various residents of the area, and Attorney Al Hamilton (representing Mr. Brunius) spoke concerning the problem.

After further discussion, on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, the Board continued this matter until May 30, 1978. (Supervisor Walker will meet with Attorney Hamilton, Mr. Brunius, and residents of the area, prior to May 30, 1978, in an effort to resolve the problems.)

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772-4-78  
Hearing was held to consider Appeals filed by Sweeney and Troughton on behalf of G.S. Andreotti, on the Planning Commission's denial of Tentative Parcel Map No. 77-784, consisting of 23 acres; and on behalf of Patrick R. Wilson on the Planning Commission's denial of Tentative Parcel Map No. 77-785, consisting of 13 acres, both in the Pleasant Valley area.

Mr. Sweeney, representing Mr. Andreotti and Mr. Wilson, stated that all criteria in the ordinances in effect on December 2, 1977, when Tentative Parcel Maps P77-784 and P77-785 were filed, have been met, and the land was properly zoned in accordance with the General Plan. El Dorado Irrigation District issued a "Will Serve" letter for these two properties as a 6-inch water line exists, with 40 to 50 pound pressure. The road is not a county road, but better than some as it has been improved, and is hard surfaced. The ordinances affirmed they have a right to divide, and Mr. Sweeney so advised his clients. He then discovered the Planning Staff has the prerogative to deny the map. He requested the Board to consider whether the maps complied with ordinances in effect at the time, and if so, that the Board approve these maps. Also, he stated these are two separate appeals, but they were presented together to eliminate redundancy of comments. He also felt that the Board should direct Staff to clarify the ordinances as he feels he can no longer feel confident in advising his clients concerning land splits, and further, under the existing ordinances, it is impossible for any citizen to know for certain what he may or may not do with his property.

Planning Director stated the road improvement does not meet County standards. Whereupon, Mr. Sweeney pointed out that Staff does not usually impose off-site improvements, and he knew of many maps adopted with lesser roads than this.

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Deputy County Counsel remarked that the Appeal must go back to the ordinances as they stood at time of original filing of maps.

Planning Director stated that Section 9613 of the Parcel Map Ordinance does allow Staff to disapprove maps, and in accordance with Section 9900(f) of the same ordinance, the road does not conform.

Associate Planner said he telephoned El Dorado Irrigation District and they didn't realize they had a problem in January, when they issued the "Will Serve" letter for Mr. Sweeney, but will not allow hookups at this time.

247478 Mr. Sweeney then remarked that all he wanted to do is stop some discriminatory action because at the time he submitted the maps, he followed the criteria.

Mr. Walter Williams was present and commented that he had to put in a 50-foot right-of-way across his property and asked why should Mr. Andreotti and Mr. Wilson come up with less.

Supervisor Kutter informed Mr. Williams that Mr. Sweeney is talking about existing roads, not new.

Mr. Ted DeFolo suggested that this whole concept of splitting up property with a ten foot road is just not feasible.

Mr. Claude Gear made a few remarks in opposition to the splits especially relating to the narrow and dangerous road as there are very few places where the road is adequate.

Mr. Patrick Wilson (Appellant) stated he may inadvertantly be a cause of some of the dissension. He is a homeowner and did not go into this situation to subdivide, but rather to stop additional building on Skyridge Road. The land division is an attempt to secure a future investment. He has, in fact, signed an escrow agreement not to do anything with the land for five years.

Mr. G.S. Andreotti (Appellant) commented that everyone in the area seemed to get along until just recently - the water is good and no problems have arisen worth mentioning. He and a neighbor installed the 6 inch water pipe themselves some years ago.

Mr. Leo Walker disagreed with Mr. Andreotti concerning the installation of the pipe but later concurred.

Mr. Orvis Box remarked that most of the road is little better than a driveway and that he had paved the last 900 feet himself. On-site or off, he stated, a hazard is being created.



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A telephone call was received prior to the meeting from Mrs. Frank R. Cameron, an adjoining property owner, advising that she and her husband are in opposition to anything that may pertain to their property in any way.

Letters were received from Paula G. Boughner and Mr. and Mrs. Ron Henke supporting Mr. Andreotti and Mr. Wilson, and suggesting that they be allowed the same benefits of splitting their property as are enjoyed by most of their neighbors.

After further discussion, there being no further comments, the hearing was closed.

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board upheld the Planning Commission's denial of Tentative Parcel Map No. 77-784, G. S. Andreotti, and Tentative Parcel Map No. 77-785, Patrick R. Wilson.

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Board consideration for authorization to place a "hardship" mobile-home on a 10-acre parcel in Mt. Aukum. (Request of Mrs. Betty J. Stahlman for waiver of required fee for Special Use Permit for Mobilehome, for her mother, Mrs. A.N.Tome, as Mrs. Tome is in dire straits, financially.)

On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board waived ordinance requirements and directed that a Special Use Permit be issued for exclusive use of Betty J. Stahlman's mother, Mrs. A.N. Tome, and Permit shall be reviewed by Planning Department in two years.

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Security Pacific National Bank requesting a temporary Special Use Permit to relocate their temporary branch office for a short period of time during the construction phase of the new branch in Cameron Park.

On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, the Board waived ordinance requirements and directed that a Temporary Special Use Permit be issued, and further, instructed pertinent departments to issue necessary permits for inspection of sewer and water hookups.

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At the recommendation of the Planning Director, on motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, the Agreement with Stephen F. Williams Enterprises, Inc., to make subdivision improvements in Sleepy Hollow Unit No. 5 Rural Subdivision, was approved and the Chairman authorized to sign;

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and a Performance Bond in the amount of \$63,420.00 having been furnished in accordance with said Agreement, the Final Map of Sleepy Hollow Unit No. 5 Subdivision was approved, and the Clerk authorized to endorse such approval on said Final Map.

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Executive Director, County Local Transportation Commission, submitted for board approval draft Transit Development Plan for a limited publicly funded transit system in the Placerville Area and Highway 50 Corridor.

340  
On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, the Board directed the Transit Development Plan be placed on the Agenda for the joint meeting between Board of Supervisors and Placerville City Council, on May 30, 1978.

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61-2  
Petition signed by 30 property owners in County Service Area No. 2 requesting the recall of Advisory Committee members Messrs. Winslow, McKee and Finneran, and alternate, Mr. Phillips.

On motion of Supervisor Kutter, seconded by Supervisor Johnson, and unanimously carried by those present, the Petition was placed on file. (Until results of an informal election are received from interested property owners in the area.)

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115  
Personnel Letter dated May 11, 1978, directed to the Board was considered and various Items listed therein approved as follows: On motion of Supervisor Johnson, seconded by Supervisor Todd, and unanimously carried by those present, RESOLUTION NO. 104-78 was adopted, revising Job Specifications as set forth in Item 1; on motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, Board waived hiring freeze for position listed as Item 2, County Clerk; on motion of Supervisor Johnson, seconded by Supervisor and carried by the following vote: AYES: Supervisors Todd, Johnson and Kutter; NOES: Supervisor Walker; ABSENT: Supervisor Stewart, Board continued until May 30, 1978, personnel request of Department of Public Works as set forth in Item 3; on motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, Board approved Travel Request of Assistant Veterans Service Officer only as set forth in Item 4; on motion of Supervisor Walker, seconded by Supervisor Johnson, and unanimously carried by those present, Board approved Travel Request for one Justice Court Clerk only as set forth in Item 5; on motion of Supervisor Johnson, seconded by Supervisor Walker, and carried by the following vote: AYES: Supervisors Johnson, Walker and Kutter; NOES: Supervisor Todd; ABSENT: Supervisor Stewart, Board waived hiring freeze for position listed as Item 6, Department of Agriculture.

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212 Soroptomists International of Pollock Pines advising they will sponsor a Cystic Fibrosis Walk-a-Thon on Saturday and Sunday, May 20 and 21, 1978, from 8:00 a.m., until sundown; and requesting permission to use the side of the roads from the Pollock Pines Safeway parking lot, down Forebay Road to Blair Road and Pony Express Trail, back to Safeway.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, Board granted permission for use of these roads, and directed County Counsel to correspond with Soroptomists International of Pollock Pines pertaining to use of a public right-of-way.

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212 The Friends of Golden Sierra, a newly-formed parent and community booster organization, requesting approval of a foot race in the Georgetown Area from the elementary school to the new high school on May 20, 1978, at 10:00 a.m., to raise money for student programs at the soon-to-be-open Golden Sierra High School.

On motion of Supervisor Johnson, seconded by Supervisor Kutter, and unanimously carried by those present, Board approved this matter, and directed County Counsel to correspond with The Friends of Golden Sierra pertaining to use of a public right-of-way.

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308-3  
50-7  
(50-8) Sierra Planning Organization requesting comment on El Dorado County Community Action Agency's application for a Weatherization Assistance Project for 38 Low Income Persons.

On motion of Supervisor Walker, seconded by Supervisor Todd, and carried by the following vote: AYES: Supervisors Todd, Walker and Kutter; NOES: Supervisor Johnson; ABSENT: Supervisor Stewart, the Board directed a favorable comment.

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326 On motion of Supervisor Walker, seconded by Supervisor Todd, and unanimously carried by those present, Board directed a letter of support relative to Proposition 2 on the June 6th Ballot, the Clean Water and Water Conservation Bond Act of 1978, be forwarded to "Californians for Clean Water" headquarters.

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45 On motion of Supervisor Johnson, seconded by Supervisor Walker, and unanimously carried by those present, Board adopted and authorized the Chairman of the El Dorado County Water Agency to sign an official statement of the Board of Supervisors for presentation at the meeting

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with the U.S. Army Corps of Engineers on May 17, 1978, at 7:30 p.m.  
(Opposing the proposal to use the South Fork of the American River  
to mitigate any recreational losses on the Stanislaus River.)

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There being no further business, the Board adjourned to Tuesday,  
May 23, 1978, at 10:00 a.m.

APPROVED: Lloyd R. Kutter  
LLOYD R. KUTTER  
Chairman Pro-Tem

ATTEST:  
CARL A. KELLY, County Clerk  
and ex-officio Clerk of the  
Board

By Mary Anne Jankade  
Deputy